

AN ORDINANCE

99540

**ACCEPTING THE LOW, RESPONSIVE BID IN THE AMOUNT OF \$152,588.00 FROM CATO ELECTRIC COMPANY TO PERFORM CONSTRUCTION SERVICES IN CONNECTION WITH THE COLLINS GARDENS PARK IMPROVEMENTS – PHASE 2 PROJECT, LOCATED IN COUNCIL DISTRICT 5; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$13,827.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$1,000.00 FOR PARK MATERIALS, FOR A TOTAL AMOUNT OF \$167,415.00 FROM 1999-2004 PARK BOND FUNDS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.**

\* \* \* \* \*

**WHEREAS**, funding was approved in the 1999 Park Bond Issue for improvements to Collins Gardens Park, located at 200 North Park Ave. in City Council District 5; and

**WHEREAS**, staff consulted with the community in several meetings to determine the scope of the project, which will consist of additional park lighting along the walking trail and upgraded electrical systems in the park, as well as amenities such as benches and trail signage; and

**WHEREAS**, staff worked with E. S. Moran, P.E., Consulting Engineer (SBE/MBE) to accomplish the design work for this project; and

**WHEREAS**, the construction documents were advertised and four firms bid on the construction project; and

**WHEREAS**, the low successful bidder is Cato Electric Company with a base bid of \$152,588.00; and

**WHEREAS**, it is now necessary to accept the low qualified bid of Cato Electric Company for said work; to authorize a standard public works construction contract for said project; to establish the project's budget; to authorize a construction contingency and park materials and to provide for payment; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**Section 1.** The low qualified base bid of \$152,588.00 from Cato Electric Company for capital improvements to the City's Collins Gardens Park Improvements – Phase 2 Project is hereby accepted. The City Manager, or her designee, is hereby authorized to execute a standard form public works construction contract for the job. A copy of the contractor's bid is affixed hereto and incorporated herein for all purposes as Attachment II. All other bids

will be deemed rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of sixty (60) days from the effective date of this ordinance accepting the low bid, whichever event occurs first.

**Section 2.** The Collins Gardens Park Improvements – Phase 2 Project has previously been designated.

**Section 3.** The budget in fund 45-983095, 1999 Park Improvements, Sold In 2002, shall be revised by reducing index code 758276, entitled Unallocated Appropriations: Proceeds, by the amount of \$167,415.00.

**Section 4.** The amount of \$167,415.00 is appropriated in fund 45-983009, 1999 Park Improvements, Sold In 2002, in index code 934042, entitled Trf to Fund 45-982016 Collins Gardens. The amount of \$167,415.00 is authorized to be transferred from fund 45-983008 to fund 45-982016.

**Section 5.** The budget in fund 45-982000, 1999 Park Improvements, Sold In 2001, shall be revised by increasing index code 138107, entitled Trf Fr 45-983008 (45-982016), by the amount of \$167,415.00.

**Section 6.** The amount of \$152,588.00 is appropriated in fund 45-982016, 1999 Park Improvements, sold in 2001, in index code 387365, entitled Construction Contract, and is authorized to be encumbered and made payable to Cato Electric Company for construction in connection with the Collins Gardens Park Improvements project.

**Section 7.** The amount of \$13,827.00 is appropriated in fund 45-982016, 1999 Park Improvements, sold in 2001, in index code 387373, entitled Construction Contingency, and is authorized to be encumbered and made payable for construction contingency expenses, to include code requirements, unknown hidden existing conditions and project betterment in connection with the Collins Gardens Park Improvements project.

**Section 8.** The amount of \$1,000.00 is appropriated in fund 45-982016, 1999 Park Improvements, sold in 2001, in index code 387407, entitled Park Materials, and is authorized to be encumbered and made payable for park materials in connection with the Collins Gardens Park Improvements project.

**Section 9.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

**Section 10.** Transfers may be made within the project budget in accordance with established financial procedures.

**Section 11.** This ordinance shall be effective on and after August 22, 2004.

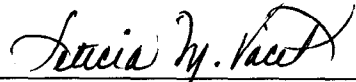
PASSED AND APPROVED this 12th day of August 2004.



M A Y O R

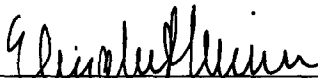
EDWARD D. GARZA

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney